

S/N 10/575,933

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	KREUTZMANN et al.	Examiner:	Unknown
Serial No.:	10/575,933	Group Art Unit:	Unknown
Filed:	14 April 2006	Docket No.:	12684.0018USWO
Title:	INHALATION THERAPY DEVICE WITH A NOZZLE NEBULISER		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 November 13, 2006.

By:   
Name: Casey Caron

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Enclosed for the Examiner's information is a copy of the International Search Report. At least some of the references were recently cited in an International Search Report mailed 28 December 2004.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. § 1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

A concise explanation of the relevance of each non-English language document or other information is as follows (37 C.F.R. § 1.98(a)(3)):

Applicant hereby brings attention to the Examiner that the references listed were cited in an International Search Report dated 28 December 2004. A copy of the International Search Report is enclosed. Since the International Search Report is in English, no English translation of the listed foreign references are required, pursuant to MPEP §609(A)3.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

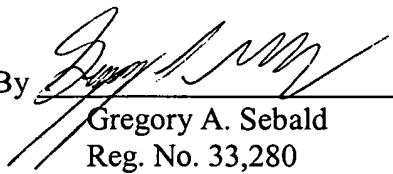
Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300



Dated: 13 November 2006

By   
Gregory A. Sebold  
Reg. No. 33,280

GAS/cjc

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 12684.0018USWO	Application Number: 10/575,933
	Applicant: KREUTZMANN et al.	
	Filing Date: 14 April 2006	Group Art Unit: Unknown

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US 3,097,645	7/1963	Lester			
	US 5,301,663	4/1994	Small, Jr.			
	US 5,511,539	4/1996	Haber et al.			

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	DE 103 48 237 A1	5/2005	Germany			Abstract	
	WO 2005/042075 A1	5/2005	WIPO				
	EP 0 786 263 A2	7/1997	Europe			Abstract	
	EP 0 855 224 A2	7/1998	Europe			Abstract	
	DE G 89 05 364.8	10/1989	Germany			See IDS	
	DE 1 147 354	4/1963	Germany			See IDS	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

**23552**

PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	